

AMENDED IN SENATE JUNE 26, 2009

AMENDED IN ASSEMBLY APRIL 15, 2009

CALIFORNIA LEGISLATURE—2009–10 REGULAR SESSION

## ASSEMBLY BILL

**No. 1214**

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**Introduced by Assembly Member Nava**

February 27, 2009

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An act to add Section 16031 to the Insurance Code, relating to fire insurance.

### LEGISLATIVE COUNSEL'S DIGEST

AB 1214, as amended, Nava. Fire insurance: underwriters' corps: liability.

Existing law authorizes any domestic corporation of insurance underwriters to maintain an underwriter's corps. Under existing law, an underwriter's corps is defined as a group of persons with officers and equipment, maintained to discover and prevent fires and to save life and property from fire.

This bill would specify that any privately owned or operated resources hired by an insurer for the purpose of protecting structures endangered by fire or performing firefighting duties shall report to the incident commander or his or her designee immediately upon arriving at the site of a fire. This bill would also require those resources to obey all directions, including evacuation orders, given by the incident commander or his or her designee. ~~This bill would also state that an insurance adjuster with special training or equipment relative to fire protection or firefighting services as certified by the Insurance Commissioner shall report to the incident commander or his or her designee immediately upon arriving at the site of a fire. This bill would~~

~~require that, after reporting to the incident commander and as soon as operationally practical, the insurance adjuster be allowed into an evacuated fire area.~~

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 16031 is added to the Insurance Code,
- 2 to read:
- 3 16031. (a) Any privately owned or operated resources hired
- 4 by an insurer for the purpose of protecting structures endangered
- 5 by fire or performing firefighting duties shall report to the incident
- 6 commander or his or her designee immediately upon arriving at
- 7 the site of a fire. Those resources must obey all directions,
- 8 including evacuation orders, given by the incident commander or
- 9 his or her designee.
- 10 (b) ~~An insurance adjuster with special training or equipment~~
- 11 ~~relative to fire protection or firefighting services as certified by~~
- 12 ~~the Insurance Commissioner shall report to the incident commander~~
- 13 ~~or his or her designee immediately upon arriving at the site of a~~
- 14 ~~fire. After reporting to the incident commander, and as soon as~~
- 15 ~~operationally practical, the insurance adjuster shall be allowed into~~
- 16 ~~an evacuated fire area.~~